

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter

WARREN C. HAVENS

Petition for Reconsideration

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File Nos. 0004664187

**ORDER ON RECONSIDERATION**

**Adopted: September 16, 2011****Released: September 19, 2011**

By the Deputy Chief, Mobility Division, Wireless Telecommunications Bureau:

1. Warren C. Havens and related parties (Petitioners) seek reconsideration of the dismissal of their petition to deny the above-captioned assignment application.<sup>1</sup> The petition to deny was dismissed as moot after the proposed assignor withdrew the application.<sup>2</sup> Petitioners believe that the matter is not moot because they raised broader issues in their pleadings. We disagree. Petitioners have received all the relief that they can with respect to the above-captioned application. Because we are under no obligation to resolve unnecessary issues, we conclude that the petition to deny was properly dismissed as moot.<sup>3</sup>

2. Accordingly, IT IS ORDERED pursuant to Sections 4(i) and 405 of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i) and 405(a), and Section 1.106 of the Commission's Rules, 47 C.F.R. § 1.106, that the Petition for Reconsideration filed by Warren C. Havens, Environmental LLC, Intelligent Transportation & Monitoring Wireless, LLC, Verde Systems LLC, VTG LLC, Telesaurus Holdings GB LLC, and Skybridge Spectrum Foundation on June 27, 2011 IS DENIED.

3. This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

Scot Stone  
Deputy Chief, Mobility Division  
Wireless Telecommunications Bureau

<sup>1</sup> Petition for Reconsideration (filed June 27, 2011) (seeking reconsideration of Letter dated May 26, 2011 from Scot Stone, Deputy Chief, Mobility Division, Wireless Telecommunications Bureau, Federal Communications Commission, to Warren Havens). *See* paragraph 2, *infra*, regarding the related parties.

<sup>2</sup> Maritime Communications/Land Mobile, LLC (MC/LM) filed the above-captioned application to assign part of the license for Station WQGF315 to Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc. (Progress) on April 20, 2011. On May 11, 2011, Petitioners filed a petition to deny the application. On May 16, 2011, MC/LM filed an application to withdraw the application. On May 25, 2011, Progress requested that the petition to deny be dismissed as moot. The withdrawal application was granted, and the petition to deny was dismissed, on May 26, 2011. On June 7, 2011, Petitioners filed a reply to the Progress request that the petition to deny be dismissed. On June 27, 2011, Petitioners requested reconsideration of the dismissal. MC/LM and Progress filed oppositions on July 8, 2011.

<sup>3</sup> *See* Warren C. Havens, *Letter*, DA 11-1399 (WTB BD rel. Aug. 12, 2011), *recon. pending*; Warren C. Havens, *Letter*, 24 FCC Rcd 13776 (WTB BD 2009), *recon. pending*; *see also, e.g.*, Oklahoma Western Tel. Co., *Memorandum Opinion and Order*, 23 FCC Rcd 5306, 5311 ¶ 14 (2008).